

Bill No. 14-19
Concerning: Police – Policing Advisory Commission - Established
Revised: 12/3/2019 Draft No. 8
Introduced: June 18, 2019
Enacted: December 3, 2019
Executive: December 12, 2019
Effective: March 13, 2020
Sunset Date: None
Ch. 29, Laws of Mont. Co. 2019

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

Lead Sponsor: Councilmember Riemer
Co-Sponsors: Councilmembers Jawando, Hucker, and Glass

AN ACT to:

- (1) create and specify the membership and duties of a Policing Advisory Commission;
- (2) generally amend County law relating to policing and boards, commissions, and committees.

By adding

Montgomery County Code
Chapter 35, Police
Section 35-6

| | |
|------------------------------|--|
| Boldface | <i>Heading or defined term.</i> |
| <u>Underlining</u> | <i>Added to existing law by original bill.</i> |
| [Single boldface brackets] | <i>Deleted from existing law by original bill.</i> |
| <u>Double underlining</u> | <i>Added by amendment.</i> |
| [[Double boldface brackets]] | <i>Deleted from existing law or the bill by amendment.</i> |
| * * * | <i>Existing law unaffected by bill.</i> |

The County Council for Montgomery County, Maryland approves the following Act:

1 **Sec. 1. Section 35-6 is added as follows:**

2 **35-6. [Reserved] Policing Advisory Commission.**

3 (a) Definitions. In this Section the [[follow]] following words have the
 4 meanings indicated:

5 Commission means the Policing Advisory Commission.

6 Department means the Montgomery County Police Department.

7 (b) Established. County Council must appoint a Policing Advisory
 8 Commission.

9 (c) Composition and terms of members.

10 (1) The Commission has 13 members.

11 (2) The Council should appoint 9 public members [[with an interest in
 12 policing matters]]. Each member should represent a community
 13 organization operating in the County or be an individual. [[Each
 14 Councilmember should nominate one member.]] Each
 15 Councilmember should nominate one member.

16 (3) The Council should appoint 4 public members nominated by the
 17 Executive. Of these members:

18 (A) one member should be 25 years of age or younger at the
 19 time of appointment; and

20 (B) one member should be 26-35 years of age at the time of
 21 appointment.

22 (4) The public members appointed under paragraphs (2) and (3)
 23 should:

24 (A) reflect a range of ethnicities, socioeconomic status, and
 25 places of origin to reflect the racial and economic diversity
 26 of the County's communities, including religious creed,
 27 age, [[gender, sexual orientation,]] sex - including on the

28 basis of gender identity or orientation, disability, and
 29 geographic location, with emphasis on those
 30 disproportionately impacted by inequities; and

31 (B) have an interest or expertise in policing matters.

32 (5) The Council should appoint the following as non-voting ex officio
 33 members:

34 (A) the Police Chief or the Police Chief’s designee; and

35 (B) [[a representative]] the President of an employee
 36 organization certified under Article V of Chapter 33 or the
 37 President’s designee.

38 [[5]] (6) The term of each member is 3 years. After an appointment to
 39 fill a vacancy before a term expires, the successor serves the rest
 40 of the unexpired term.

41 (d) Citizens Academy participation. The public members appointed under
 42 paragraph (c) must participate in the Montgomery County Police
 43 Department Citizens Academy.

44 (e) Voting, officers, meetings, and compensation.

45 (1) Except the ex officio members, all members of the Commission
 46 are voting members.

47 (2) The [[Council]] Commission must [[designate the]] elect a Chair
 48 and Vice-Chair from among its voting members.

49 (3) The Commission meets at the call of the Chair. The Commission
 50 must meet as often as necessary to perform its duties, but not less
 51 than 6 times each year.

52 (4) A member must serve without compensation. However, a member
 53 may request reimbursement for mileage and dependent care costs
 54 at rates established by the County.

55 ~~[(e)]~~ (f) Duties. The Commission must:

- 56 (1) advise the Council on policing matters;
- 57 (2) provide information regarding best practices on policing matters;
- 58 (3) recommend policies, programs, legislation, or regulations;
- 59 (4) comment on matters referred to it by the Council;
- 60 (5) conduct at least one public forum each year for community input
- 61 on policing matters; ~~[[and]]~~
- 62 (6) accept correspondence and comments from members of the public;
- 63 and
- 64 (7) engage in public education.

65 ~~[(f)]~~ (g) Requests for information. The County, including the Police

66 Department, should respond to Commission requests for information

67 within 30 days after the County receives the request.

68 ~~[(g)]~~ (h) Annual Report. By July 1 each year, the Commission must submit to

69 the Executive and the Council an annual report on its functions, activities,

70 accomplishments, and plans and objectives.

71 ~~[(g)]~~ ~~[(h)]~~ (i) Advocacy. The Commission must not engage in any advocacy

72 activity at the State or federal levels unless that ~~[[activities]]~~ activity is

73 approved by the Office of Intergovernmental Relations.

74 ~~[(h)]~~ ~~[(i)]~~ (j) Staff. The Executive Director of the Office of the County

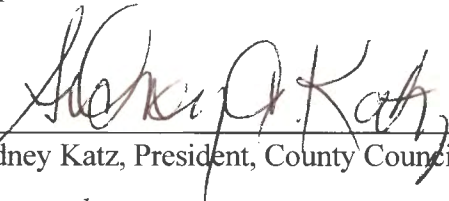
75 Council must provide appropriate staff to the Commission.

76 **Sec. 2. Transition.**

77 Notwithstanding paragraph (d)(2), the Council must designate the Chair and

78 Vice-Chair until the Commission elects the Chair and Vice-Chair.

Approved:



Sidney Katz, President, County Council

12/3/19

Date

Approved:

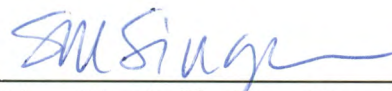


Marc Elrich, County Executive

12/12/19

Date

This is a correct copy of Council action.



Selena Mendy Singleton, Esq., Clerk of the Council

12/13/19

Date